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Attorney for Plaintiffs,
Nick Gonzalez and
Mayra Elizalde

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

NICK GONZALEZ and)	Case No. 1:20-cv-00867-AWI-JLT
MAYRA ELIZALDE,)	
)	STIPULATION FOR ORDER
)	(Doc. 18)
Plaintiffs,)	
)	
v.)	
)	
UNITED STATES OF AMERICA,)	
)	
Defendant.)	
_____)	

Plaintiffs, Nick Gonzalez and Mayra Elizalde, and Defendant,
United States of America, hereby stipulate as follows:

1. On May 21, 2021, the parties entered into an agreement to settle this case.
2. The settlement includes a requirement that the Internal Revenue Service will issue a refund of income tax, including accrued interest to Plaintiffs, subject to any statutory

offsets, to Plaintiffs and, thereupon, the parties will file a Joint Motion to Dismiss the action with prejudice.

3. On May 14, 2021, the parties filed Notice of Settlement and the Court ordered that the parties file a stipulation to dismiss the action no later than July 30, 2021.

4. Counsel for the United States has advised that it is likely it will take between three and four months for the Internal Revenue Service to issue the refund check. Under those circumstances, it is unlikely that the check will be received by July 30, 2021.

5. So that the terms of the settlement may be observed, the parties would request that the Court order that, if the refund check has not been issued by July 23, 2021, the parties file a joint status report by July 30, 2021 to advise the Court of the situation regarding issuance of the refund check.

Respectfully Submitted:

MICHAEL P. MEARS, a
PROFESSIONAL CORPORATION

Dated: May 20, 2021 By:

/s/Michael P. Mears
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DAVID A. HUBBERT
Acting Assistant Attorney General

Dated: May 20, 2021 By:

/s/Jonathan M. Hauck
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Counsel for the United States

IT IS SO ORDERED.

Dated: May 20, 2021

/s/ Jennifer L. Thurston
CHIEF UNITED STATES MAGISTRATE JUDGE